

UTAH STATE OFFICE OF EDUCATION  
LEGISLATIVE TRACKING SHEET

February 17, 2009

2009 EDUCATION-RELATED BILLS

KEY: S = Support  
O = Oppose  
N = No Position  
C = Concept  
U = Unnecessary

H = Hold for Further Study  
I = Recommended Interim Study  
W = Watch  
LI = Local Issues  
W/C = With Comments

STATUS KEY: H = House  
S = Senate  
C = Standing Committee  
R = Rules Committee  
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D = Docket  
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Bill #	Title	Sponsor	Description	*Status	USBE	USBA/ USSA	PTA	UEA	UAESP	UASSP	USEA
<a href="#">HB 3</a>	Current Fiscal Year Supplemental Appropriations	<a href="#">R. Bigelow</a>	This bill provides budget increases and decreases for the use and support of certain state agencies; provides budget increases and decreases for the use and support of certain institutions of higher education; provides budget increases and decreases for other purposes as described. This bill appropriates for fiscal year 2009: \$56,061,900 from the General Fund; (\$4,025,500) from the Uniform School Fund; (\$127,613,900) from the Education Fund; \$216,783,400 from various sources as detailed in this bill. This bill takes effect immediately.	<a href="#">GS</a>							
<a href="#">HB 15</a>	Career and Technical Education Amendments	<a href="#">R. Bigelow</a>	This bill modifies terminology, definitions, and other provisions relating to career and technical education; modifies the governance structure for post-secondary career and technical education; modifies the nonvoting membership of the State Board of Education; modifies the membership of the State Board of Regents; modifies the membership, appointment procedures, and duties of the Utah College of Applied Technology's Board of Trustees; restructures the Salt Lake/Tooele Campus of the Utah College of Applied Technology as follows: establishes a School of Applied Technology at Salt Lake Community College; transfers the Salt Lake portion of the Salt Lake/Tooele Applied Technology College to Salt Lake Community College's School of Applied Technology; and retains the Tooele portion of the campus as the Tooele Campus of the Utah College of Applied Technology; creates a career and technical education board of directors at Salt Lake Community College and specifies its membership and duties; modifies career and technical education reporting provisions; prohibits the State Board of Regents from conducting a feasibility study or performing another act relating to merging Utah College of Applied Technology institutions with another institution of higher education; prohibits UCAT personnel from conducting a feasibility study or performing another act related to offering a degree or awarding credit; requires legislative appropriations for career and technical education programs at Salt Lake Community College, Snow College, and the College of Eastern Utah to be made as separate line items; and makes technical corrections. This bill takes effect on July 1, 2009.	<a href="#">S</a>		H				S	
<a href="#">HB 23</a>	Certified Tax Rate Amendments	<a href="#">F. Hunsaker</a>	This bill includes the revenue a taxing entity collects from redemptions as "ad valorem property tax revenues" for purposes of calculating the taxing entity's certified tax rate; defines terms; and makes technical changes. This bill has retrospective operation for taxable years beginning on or after January 1, 2009.	<a href="#">H</a>		N					
<a href="#">1SHB 23</a>	Certified Tax Rate Amendments	<a href="#">F. Hunsaker</a>	This bill includes the revenue a taxing entity collects from redemptions as "ad valorem property tax revenues" for purposes of calculating the taxing entity's certified tax rate; requires a taxing entity's ad valorem property tax revenues budgeted for the prior year to be decreased by the average annual amount of revenue collected from redemptions during the prior five year period for purposes of calculating a taxing entity's certified tax rate; defines terms; and makes technical changes. This bill has retrospective operation for taxable years beginning on or after January 1, 2009.	<a href="#">S</a>		N					
<a href="#">HB 28</a>	Personal Property Tax Amendments	<a href="#">C. Frank</a>	This bill provides that a county assessor may impose a penalty if a taxpayer fails to file a property tax statement on or before May 15 of the year the property tax statement is requested by the county assessor; requires a county assessor of a county of the first class to mail a subsequent notice to the taxpayer before imposing a penalty for failure to file a property tax statement; requires a county assessor to mail a subsequent notice to a taxpayer before imposing a penalty for failure to file a property tax statement if the county assessor requested the property tax statement on or after March 16 of the year the property tax statement is requested by the county assessor; requires a county assessor to make an estimate of the value of property based on known facts and circumstances if a taxpayer fails to file a signed statement of the taxpayer's property; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	<a href="#">S</a>		N					

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HB 29	Sex Offenders' Contact with Children	R. Greenwood	This bill provides that it is a class A misdemeanor for any sex offender whose offense was against a child to request or solicit a child younger than 14 to accompany the sex offender for any purpose unless: the sex offender has in possession written permission from the child's parent or guardian authorizing the offender to accompany the child; the child's parent or guardian has given verbal permission and both the child and the sex offender are in the child's home or on the property appurtenant to the child's home; or the child is the natural child of the sex offender, and the offender is not prohibited by any court order, or probation or parole provision from contact with the child; prohibits a defense of not knowing the actual age of the child; and extends the offender's period of registration as a sex offender for five years for violation of this provision.	SC		N					
HB 35	Nonrefundable Higher Education Tuition Credit	J. Dougall	This bill allows a claimant to claim a nonrefundable tax credit for tuition and mandatory fees for the claimant's enrollment in an institution within the state system of higher education; limits the nonrefundable tax credit to 5% of the claimant's tax liability before tax credits; and allows the claimant to carry forward the nonrefundable tax credit if the amount of the tax credit exceeds 5% of the claimant's tax liability before tax credits. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	HC		O W/C					
1SHB 35	Higher Education Tax Credit and Contribution	J. Dougall	This bill allows a claimant to claim a nonrefundable tax credit for tuition and mandatory fees for the claimant's enrollment in an institution within the state system of higher education; limits the nonrefundable tax credit to 5% of the claimant's tax liability before tax credits; allows the claimant to carry forward the nonrefundable tax credit if the amount of the tax credit exceeds 5% of the claimant's tax liability before tax credits; and allows a resident or nonresident individual to designate on the individual's income tax return a contribution to a Utah Educational Savings Plan account in the amount of the individual's entire individual income tax refund. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	H		O W/C					
HB 45	Per Diem and Travel Expenses for State Boards and Commissions	D. Aagard	This bill defines terms; modifies procedures for the establishment of per diem rates by the Division of Finance for a member of a state board, commission, council, or committee in the executive branch of state government; amends the exemption for higher education employees to apply only if higher education is paying the per diem or travel expenses; allows other governmental entities to adopt the established rates by reference; provides that a member who is a government employee that is being paid as an officer or employee while performing the member's service may not receive additional per diem or travel expenses; allows a member of the board or commission to decline to receive per diem; modifies procedures for the establishment of travel expenses by the Division of Finance for a member of a board, commission, council, or committee in the executive branch of state government; allows a member of the board or commission to decline to receive travel expenses; and makes technical changes.	PHS		N					
HB 61	Local Government Entity Changes	K. Holdaway	This bill modifies and clarifies the process of certifying: local government changes that affect or create local government boundaries; and local government name changes; provides a process for certifying final boundary plats for local government boundary changes; eliminates a requirement for municipalities to prepare articles of incorporation as part of the incorporation process and eliminates an alternative to filing articles of incorporation; modifies the duties of the lieutenant governor, county surveyors, and county recorders in the process of certifying local government boundary and name changes; modifies the process for a municipality to change its name; establishes the date of recording documents related to a boundary action as the effective date of the boundary action for purposes of assessing property affected by the boundary action; imposes restrictions on a local entity's imposition of property taxes, assessments, or fees until documents related to the boundary action are recorded; modifies the event from which the effective date of a municipal annexation or boundary adjustment is calculated; clarifies and makes technical changes relating to the process of consolidating counties and the process of annexing part of one county to another county; limits a person from filing for recording a plat that depicts a local entity's boundary as it exists as a result of a boundary action unless it complies with certain requirements; modifies the duties of the surveyor within the Automated Geographic Reference Center; and makes technical changes.	HC							

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1SHB 61	Local Government Entity Changes	K. Holdaway	This bill modifies and clarifies the process of certifying: local government changes that affect or create local government boundaries; and local government name changes; provides a process for certifying final boundary plats for local government boundary changes; eliminates a requirement for municipalities to prepare articles of incorporation as part of the incorporation process and eliminates an alternative to filing articles of incorporation; modifies the duties of the lieutenant governor, county surveyors, and county recorders in the process of certifying local government boundary and name changes; modifies the process for a municipality to change its name; establishes the date of recording documents related to a boundary action as the effective date of the boundary action for purposes of assessing property affected by the boundary action; imposes restrictions on a local entity's imposition of property taxes, assessments, or fees until documents related to the boundary action are recorded; modifies the event from which the effective date of a municipal annexation or boundary adjustment is calculated; clarifies and makes technical changes relating to the process of consolidating counties and the process of annexing part of one county to another county; limits a person from filing for recording a plat that depicts a local entity's boundary as it exists as a result of a boundary action unless it complies with certain requirements; modifies the duties of the surveyor within the Automated Geographic Reference Center; makes a political subdivision's boundary in the State Geographic Information Database the official boundary for purposes of US Census Bureau needs; modifies the process for counties to resolve a dispute or uncertainty about the true location of a county boundary and replaces the state engineer with the surveyor in the Automated Geographic Reference Center in that process; and makes technical changes.	HC							
HB 61 S2	Local Government Entity Changes	K. Holdaway	This bill modifies and clarifies the process of certifying: local government changes that affect or create local government boundaries; and local government name changes; provides a process for certifying final local entity plats for local government boundary changes; eliminates a requirement for municipalities to prepare articles of incorporation as part of the incorporation process and eliminates an alternative to filing articles of incorporation; modifies the duties of the lieutenant governor, county surveyors, and county recorders in the process of certifying local government boundary and name changes; modifies the process for a municipality to change its name; establishes the date of recording documents related to a boundary action as the effective date of the boundary action for purposes of assessing property affected by the boundary action; imposes restrictions on a local entity's imposition of property taxes, assessments, or fees until documents related to the boundary action are recorded; modifies the event from which the effective date of a municipal annexation or boundary adjustment is calculated; clarifies and makes technical changes relating to the process of consolidating counties and the process of annexing part of one county to another county; limits a person from filing for recording a plat that depicts a local entity's boundary as it exists as a result of a boundary action unless it complies with certain requirements; modifies the duties of the surveyor within the Automated Geographic Reference Center; makes a political subdivision's boundary in the State Geographic Information Database the official boundary for purposes of US Census Bureau needs; modifies the process for counties to resolve a dispute or uncertainty about the true location of a county boundary and replaces the state engineer with the surveyor in the Automated Geographic Reference Center in that process; and makes technical changes.	SC		N					
HB 63	Amendments to Child Welfare	W. Harper	This bill amends education requirements related to enrollment and attendance in order to comply with the requirements of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008; makes the disciplinary team approach to developing a child and family plan optional; deletes obsolete provisions relating to records of juvenile court proceedings; deletes all provisions and references relating to Foster Care Citizen Review Boards; reassigns certain statutory provisions and responsibilities of Foster Care Citizen Review Boards to the Division of Child and Family Services; requires a court to attempt to keep sibling groups of minors in state custody together, if keeping the sibling group together is practicable and in accordance with the best interest of the minors; amends provisions relating to the conduct of periodic review hearings for a minor in state custody; provides that the intentional, knowing, or reckless killing by a child's parent of the child's other parent, without legal justification, constitutes prima facie evidence of parental unfitness; and makes technical changes.	SC		O W/C				O	

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HB 66	Property Tax Amendments	M. Newbold	This bill repeals the authority of school districts to levy certain property taxes; increases the statewide minimum basic tax rate; creates a local school district discretionary levy; sets the tax rate for the local school district discretionary levy for the first taxable year; provides procedures for setting the tax rate for the local school district discretionary levy after the first taxable year; adjusts a school district's certified tax rate due to the repeal or amendment of the property taxing authority of the school district; eliminates the capital outlay foundation program; amends the provisions relating to the requirement that a school district in a county of the first class levy a property tax of at least .0006 per dollar of taxable value; amends the provisions relating to the requirement that a school district in a divided school district levy a property tax of at least .0006 per dollar of taxable value; defines terms; and makes technical changes. This bill takes effect on January 1, 2010.	<u>HC</u>		O				W	O
1SHB 66	Property Tax Amendments	M. Newbold	This bill repeals the authority of school districts to levy certain property taxes; increases the statewide minimum basic tax rate; requires the Legislature to increase the value of the weighted pupil unit for purposes of determining school districts' income tax funding by an amount equal to the amount of revenue generated statewide by the increase in the minimum basic levy rate; creates a local school district discretionary levy and a capital discretionary levy; sets the tax rates for the local school district discretionary levy and the capital discretionary levy for the first taxable year; provides procedures for setting the certified tax rates for the levies after the first taxable year; adjusts a school district's certified tax rate due to the repeal or amendment of the property taxing authority of the school district; amends the provisions relating to the requirement that a school district in a county of the first class levy a property tax of at least .0006 per dollar of taxable value; amends the provisions relating to the requirement that a school district in a divided school district levy a property tax of at least .0006 per dollar of taxable value; defines terms; and makes technical changes. This bill takes effect on January 1, 2010.	<u>H</u>		O					
HB 67	Public Hearings on Property Tax Increases	G. Froerer	This bill amends the format of the "Truth in Taxation" newspaper advertisement; excludes new growth from the taxing entity's budgeted revenue amounts for purposes of determining the taxing entity's percentage increase listed in a "Truth in Taxation" newspaper advertisement; modifies the advertisement requirements for a taxing entity when the taxing entity's public hearing is advertised by the county auditor; requires certain taxing entities to notify a county auditor of public hearings related to tax increases; requires the county auditor to compile the notices of public hearings; requires publication of the compiled information; requires certain taxing entities to provide information to taxpayers; provides for the payment of costs; addresses the scope of the provision; and makes technical changes. This bill takes effect on January 1, 2010.	<u>S</u>		S					
HB 73	Vehicle Operator Turn off Requirements	F. Hunsaker	This bill defines slow moving vehicle; requires an operator of a slow-moving vehicle causing a line of five or more vehicles behind the operator's vehicle on a highway with one lane in each direction to: turn off the roadway where a safe turn-out exists; and permit the following vehicles to pass; provides that the operator of a commercial vehicle is exempt from the requirement to turn off the roadway and permit the vehicles following behind the operator's vehicle to pass; and makes technical changes.	<u>HC</u>							
1SHB 73	Vehicle Operator Turn off Requirements	F. Hunsaker	This bill defines slow moving vehicle; requires an operator of a slow-moving vehicle causing a line of five or more vehicles behind the operator's vehicle on a highway with one lane in each direction to: turn off the roadway where a safe turn-out exists; and permit the following vehicles to pass; provides that the operator of certain vehicles is exempt from the requirement to turn off the roadway and permit the vehicles following behind the operator's vehicle to pass; and makes technical changes.	<u>HC</u>		O				O	H
HB 79	Income Tax Credit for At-home Parent	J. Draxler	This bill increases the amount of the nonrefundable tax credit from \$100 to \$200; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	<u>HR</u>		O				O	O
HB 82	Teacher Mortgage Loan Program	L. Hemingway	This bill creates a loan program for teachers; establishes program funding requirements; and requires the State Board of Education to adopt administrative rules to implement the program. This bill appropriates as an ongoing appropriation subject to future budget constraints, \$1,500,000 from the General Fund for fiscal year 2009-10 to the State Board of Education. This bill takes effect on July 1, 2009.	<u>HC</u>		O W/C					

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HB 83	Property Tax Relief Programs	G. Froerer	This bill increases the household income qualifying limits for the homeowner's credit; increases the household income qualifying limits for the renter's credit; and makes technical changes. This bill takes effect on January 1, 2010.	<u>SC</u>		N					H
HB 95	Restrictions on Use of Wireless Communication Devices in Vehicles	P. Riesen	This bill provides definitions; prohibits a person from using a wireless communication device while operating a motor vehicle on a highway in this state; provides exceptions to the wireless communication device prohibition; and provides that it is a class C misdemeanor for violating the wireless communication device prohibition.	<u>HC</u>		N					
HB 96	State Retirement System Participation for Charter Schools	C. Watkins	This bill allows a charter school that made an election of nonparticipation in the state retirement systems for its employees to make a one-time, irrevocable retraction of the election of nonparticipation; and makes technical corrections.	<u>HC</u>		S					
HB 131	School Fee Amendments	C. Frank	This bill provides definitions; prohibits course fees, rental and use fees, certain charges for student supplies, and textbook fees; allows extracurricular fees under certain conditions; links an appropriation item to the value of the weighted pupil unit; and makes technical corrections. This bill appropriates: as an ongoing appropriation subject to future budget constraints, \$13,100,000 from the Uniform School Fund. This bill takes effect on July 1, 2009. This bill coordinates with S.B. 1 by providing that certain amendments in this bill supersede the amendments in S.B. 1 and that certain amendments in S.B. 1 supersede the amendments in this bill. This bill coordinates with H.B. 2 by providing that certain amendments in this bill supersede the amendments in H.B. 2 and that certain amendments in H.B. 2 supersede the amendments in this bill.	<u>FHC</u>		O W/C				W	O
HB 146	Expenditures of School and Institutional Trust Land Money by School Districts	T. Cosgrove	This bill allows School LAND Trust Program monies to be used to purchase solar or geothermal systems for installation on school property if: approved by a school community council, local school board, or charter school governing board, where applicable; and the solar or geothermal systems meet certain cost criteria; and makes technical changes.	<u>HC</u>						O	
HB 149	Forest Reserve Fund Revisions	M. Noel	This bill modifies definitions; corrects inaccurate cross references to federal law; changes the procedures for apportioning federal funds received from forest reserve payments; provides that the funds shall be delivered to the state treasurer, rather than directly to the counties of the state; provides procedures for the state treasurer to use in apportioning the funds; and makes technical amendments. This bill provides an immediate effective date.	<u>S</u>		S					
HB 150	State Board of Education Member Election Process Amendments	C. Moss	This bill requires the direct, nonpartisan election of members of the State Board of Education; repeals the involvement of the governor and the nominating and recruiting committee for the State Board of Education in the selection process; and makes technical corrections.	<u>PHC</u>		S				S	
HB 155	Equalization of Funding for Divided School Districts	J. Bird	This bill creates the divided school district levy; requires equalization of school property taxes at a certain amount per student when a school district is divided; sets the rate for the divided school district levy; requires the state superintendent to report certain information; requires county officials to perform certain functions; modifies truth in taxation procedures related to the equalization of school property taxes in a divided district; defines terms; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	<u>HR</u>		S					H
HB 186	School District Division Amendment	L. Black	This bill requires the election, at the next general election following voter approval of the proposal to create a new school district, of: the school board members for the existing school district whose terms are expiring; all members to the school board of the new school district; and all members to the school board of the remaining school district; modifies the effective date for the new school district; modifies certain provisions relating to the allocation of school district property; and makes technical corrections.	<u>L</u>							
HB 189	Instruction in Health Amendments	L. Hemingway	This bill defines terms; requires instruction in health in the public schools to be age-appropriate and medically accurate; provides components of instruction for health courses; and makes technical changes.	<u>HR</u>		H				W	
HB 194	Education Policies for Military Children	R. Menlove	This bill provides definitions; allows for certain exceptions when military children transfer schools, including: the use of official and unofficial education records; time periods for producing official records; age of school enrollment; immunizations; provisions related to parental consent; and graduation provisions; and makes technical changes.	<u>HC</u>		S				S	

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<a href="#">HB 197</a>	Reauthorization of Administrative Rules	<a href="#">B. Ferry</a>	This bill reauthorizes all state agency administrative rules, except a rule regarding State Board of Regents' Scholarships. This bill takes effect on May 1, 2009.	<a href="#">HC</a>		O					
<a href="#">HB 199</a>	Statewide Equalization of School Funding	<a href="#">W. Harper</a>	This bill defines terms; creates the Capital Outlay Equalization Fund; requires school districts to impose a basic capital outlay levy; deposits revenues from the basic capital outlay levy into the Capital Outlay Equalization Fund; makes allocations from the Capital Outlay Equalization Fund using certain criteria; creates a method for the calculation of a certified tax rate for a school district's combined capital levy for purposes of truth in taxation; and makes technical corrections. This bill takes effect on January 1, 2010.	<a href="#">HC</a>		H					H
<a href="#">HB 202</a>	School District Traffic Violation Complaint Procedures	<a href="#">W. Harper</a>	This bill authorizes a school crossing guard who observes a person speeding in a reduced speed school zone to report the incident to a law enforcement agency; authorizes the law enforcement agency to send a notification letter to the last-known registered owner of the offending vehicle that the vehicle was observed violating the speed limit in a reduced speed school zone; and provides that a law enforcement agency that receives a report may initiate an investigation of the alleged violation.	<a href="#">HC</a>		U					
<a href="#">HB 207</a>	Concurrent Enrollment Amendments	<a href="#">K. Holdaway</a>	This bill modifies the distribution of concurrent enrollment appropriations; and makes technical corrections.	<a href="#">HC</a>		H				U	
<a href="#">1SHB 207</a>	Concurrent Enrollment Amendments	<a href="#">K. Holdaway</a>	This bill modifies requirements governing concurrent enrollment programs and courses; modifies the distribution of concurrent enrollment appropriations; requires the State Board of Regents to annually report to the Higher Education Appropriations Subcommittee on concurrent enrollment participation and growth; and makes technical corrections.	<a href="#">H</a>		S					
<a href="#">HB 208</a>	Modification of Exemption from Nonresident Tuition	<a href="#">R. Greenwood</a>	This bill limits an exemption from the nonresident portion of total tuition at a state institution of higher education to students who are not employed or do not earn income in the United States during the calendar year without federal authorization; and makes technical corrections.	<a href="#">HC</a>							
<a href="#">HB 210</a>	Posting of Collective Bargaining Agreements by School Districts	<a href="#">K. Sumsion</a>	This bill requires the board of education of a school district to post a collective bargaining agreement entered into by the board on the school district's website within ten days of ratification of the agreement.	<a href="#">H</a>		U					
<a href="#">HB 229</a>	Public School Funding	<a href="#">W. Harper</a>	This bill repeals the authority of school districts to levy certain property taxes; increases the statewide minimum basic tax rate; creates the Homeowner Protection Program; requires a school district to use the revenue received from the Homeowner Protection Program to pay for bond interest, principal, and redemption premiums first; requires a school district to use the remaining money received from the Homeowner Protection Program to offset the loss of certain property tax revenue; prohibits a taxing entity from imposing a property tax rate higher than the taxing entity's certified tax rate for three years; increases the sales and use tax on certain transactions by 1.45%; dedicates the revenue generated by the 1.45% increase to the Uniform School Fund; creates a local school district discretionary levy; sets the tax rate for the local school district discretionary levy for the first taxable year; provides procedures for setting the tax rate for the local school discretionary levy after the first taxable year; adjusts a school district's certified tax rate due to the repeal or amendment of the property taxing authority of the school district; eliminates the capital outlay foundation program; amends the provisions relating to the requirement that a school district in a county of the first class levy a property tax of at least .0006 per dollar of taxable value; amends the provisions relating to the requirement that a school district in a divided school district levy a property tax of at least .0006 per dollar of taxable value; defines terms; and makes technical changes. This bill provides an effective date and provides retrospective operation for Section 59-2-919.2 .	<a href="#">HC</a>		O				O	O
<a href="#">HB 230</a>	Credit Required in Teacher Transfers	<a href="#">L. Fowlke</a>	This bill requires a local school board to include the total teaching experience in Utah public schools and documented teaching experience outside the state when negotiating a contract to teach. This bill takes effect on July 1, 2009.	<a href="#">HC</a>		O				O	
<a href="#">HB 242</a>	Kindergarten Amendments	<a href="#">L. Black</a>	This bill modifies the minimum age for kindergarten enrollment; and makes technical corrections. This bill takes effect on July 1, 2010.	<a href="#">FHC</a>		O					

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Bill #	Title	Sponsor	Description	*Status	USBE	USBA/ USSA	PTA	UEA	UAESP	UASSP	USEA
HB 244	Disruption of School Activities	C. Moss	This bill provides that it is a class A misdemeanor to enter onto school property in order to evade law enforcement; provides that not knowing the property is school property is not a defense; and requires that the defendant reimburse the school for the costs of responding to the defendant's presence on school property; and provides that this offense is a separate offense from other offenses that involve failure to stop for an officer .	<u>SC</u>		S				S	S
HB 246	Property Tax - Residential Exemption	G. Froerer	This bill amends the size of residential property that may qualify for a residential exemption due to a local zoning requirement for residential property; provides that a county assessor may require an owner of residential property to file a statement showing that the property qualifies for the residential exemption with the county assessor if: the residential property is sold; or the county assessor has reason to believe that the residential property no longer qualifies for the residential property tax exemption; provides a penalty for falsely obtaining a residential property tax exemption; defines terms; and makes technical changes. This bill takes effect on January 1, 2010.	<u>HC</u>		N					H
1SHB 246	Property Tax - Residential Exemption	G. Froerer	This bill amends the size of residential property that may qualify for a residential exemption due to a local zoning requirement for residential property or due to the covenants, conditions, and restrictions of a neighborhood, subdivision, or planned unit development; reduces the amount of a residential exemption for certain residential property with a fair market value of 1.5 million dollars or more; provides procedures to obtain a residential exemption for certain property owners with a primary residence with more than one acre of land; provides that a county assessor may require an owner of residential property to file a statement showing that the property qualifies for the residential exemption with the county assessor if: the residential property is sold; or the county assessor has reason to believe that the residential property no longer qualifies for the residential property tax exemption; provides a penalty for falsely obtaining a residential property tax exemption; defines terms; and makes technical changes. This bill takes effect on January 1, 2010.	<u>HC</u>							
HB 246 S2	Property Tax - Residential Exemption	G. Froerer	This bill amends the size of residential property that may qualify for a residential exemption due to a local zoning requirement for residential property or due to the covenants, conditions, and restrictions of a neighborhood, subdivision, or planned unit development; provides procedures to obtain a residential exemption for certain property owners with a primary residence with more than one acre of land; provides that a county assessor may require an owner of residential property to file a statement showing that the property qualifies for the residential exemption with the county assessor if: the residential property is sold; or the county assessor has reason to believe that the residential property no longer qualifies for the residential property tax exemption; provides a penalty for falsely obtaining a residential property tax exemption; defines terms; and makes technical changes. This bill takes effect on January 1, 2010.	<u>H</u>							
HB 248	Regulating the Use of a Wireless Communication Device While Operating a Motor Vehicle	C. Moss	This bill provides definitions; prohibits a person from using a wireless communication device while operating a motor vehicle unless the wireless communication device is designed and configured to allow for hands-free talking and listening and is used in that manner; provides exceptions to the wireless communication device prohibition; provides that it is a class C misdemeanor for violating the wireless communication device prohibition; and makes technical changes.	<u>HC</u>		S				S	
HB 259	Prohibition of Impact Fees on School Districts and Charter Schools	S. Sandstrom	This bill prohibits the imposition of impact fees on school districts or charter schools.	<u>H</u>		S				S	S
HB 260	School Employee Termination Amendments	C. Wimmer	This bill repeals the provisions of the "Utah Orderly School Termination Procedures Act"; requires local school boards to determine the terms and conditions of employment, including the procedures for dismissal of employees; and makes technical corrections.	<u>HR</u>		H				W	
1SHB 260	School Employee Termination Amendments	C. Wimmer	This bill modifies provisions of the "Utah Orderly School Termination Procedures Act," including: certain time designations; and certain notice provisions; and makes technical corrections.	<u>HC</u>							O

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HB 264	Educator Evaluation Amendments	R. Menlove	This bill requires a local school board to: develop an educator evaluation program consistent with criteria specified by the State Board of Education in rules; support, monitor, and maintain the educator evaluation program; and provide ongoing evaluation of career educators; requires the principal or immediate supervisor of a provisional educator to assign a person who has received training in mentoring educators to mentor the provisional educator; requires the State Board of Education to make rules specifying criteria for an educator evaluation system adopted by a local school board; and makes technical changes.	HC	S	H					
1SHB 264	Educator Evaluation Amendments	R. Menlove	This bill requires a local school board to: develop, support, monitor, and maintain an educator evaluation program in accordance with requirements specified in statute; and provide ongoing evaluation of career educators; requires the principal or immediate supervisor of a provisional educator to assign a person who has received training or will receive training in mentoring educators to mentor the provisional educator; and makes technical changes.	PH		H					
HB 287	Utah Education Network Amendments	K. Holdaway	This bill modifies UEN's duties and authority related to the provision of telecommunication services in support of education and government agencies, including local government; and makes technical corrections.	H		S					
HB 293	State School Board Election Amendments	R. Menlove	This bill requires the direct, nonpartisan election of members of the State Board of Education; repeals the involvement of the governor and the nominating and recruiting committee for the State Board of Education in the selection process; and makes technical corrections.	HC		S					
HB 296	Schools for the Deaf and Blind Amendments	K. Sumsion	This bill defines terms; creates the Utah Schools for the Deaf and the Blind as a single public school agency and a public corporation; allows the Utah Schools for the Deaf and the Blind to serve as the designated local education agency (LEA) for a student; clarifies that the Utah Schools for the Deaf and the Blind, with certain exceptions, is subject to state laws applicable to public schools and state government agencies; provides that the State Board of Education is the governing board of the Utah Schools for the Deaf and the Blind; directs the State Board of Education to appoint: a superintendent for the Utah Schools for the Deaf and the Blind; and members of the Advisory Council for the Utah Schools for the Deaf and the Blind; directs the superintendent to appoint, subject to approval by the State Board of Education: an associate superintendent to administer the Utah School for the Deaf; and an associate superintendent to administer the Utah School for the Blind; establishes the power and duties of the superintendent and the advisory council; establishes eligibility criteria for services of the Utah Schools for the Deaf and the Blind; specifies educational program, assessment, and reporting requirements; provides that certain educators employed by the Utah Schools for the Deaf and the Blind are exempt from classified service, state pay plan, and career service provisions of the Utah Personnel Management Act and rules of the Department of Human Resource Management; requires the State Board of Education to make rules to establish and specify procedures for the operation of the Utah State Instructional Materials Accessibility Center; repeals a requirement that interest and dividends from the investment of the permanent funds created for the Utah Schools for the Deaf and the Blind be used for certain enrichment programs; and makes technical corrections.	HR		H				S	
HB 315	Local School Governance Amendments	K. Sumsion	This bill allows a school to establish a nine-member school community council consisting of eight parent or guardian members and one teacher if an initiative petition is presented to the principal signed by the parents or guardians of more than 50% of the students enrolled in the school; expands the powers and duties of a school community council established pursuant to an initiative petition to include the authority to: select the school principal and each educator from a list of candidates provided by the school district; and request the transfer of the school principal or an educator; and prohibits a school principal or educator who is the subject of a school community council request for transfer from continuing to serve at the school beyond the end of the employee's contract year.	HR		O			O	O	O
HB 328	Teacher Quality Amendments	G. Hughes	This bill directs the State Board of Education to solicit and award grants on a competitive basis to school districts and charter schools to develop and implement performance-based compensation plans for elementary school teachers; requires the performance-based compensation plans to include certain performance criteria; and requires criterion-referenced test results to be reported by class. This bill appropriates: as an ongoing appropriation subject to future constraints, \$300,000 from the Uniform School Fund to the State Board of Education. This bill takes effect on July 1, 2009.	HC	S	O		O		O	O W/C



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HB 330	Utah School Seismic Hazard Inventory	L. Wiley	This bill requires a seismic evaluation of all public schools, using specified standards; creates a public school seismic safety committee for a certain period of time; requires the Public School Seismic Safety Committee to determine a threshold score on the seismic evaluation; and requires the State Board of Education to adopt administrative rules. This bill appropriates: \$500,000 from the General Fund for fiscal year 2009-10 only, to the State Board of Education and makes the appropriation non-lapsing. This bill takes effect on July 1, 2009.	HR							
HB 358	Teacher Certification Amendments	E. Hutchings		L							
HB 381	Public Education Law Revisions	C. Herrod		L							
HB 409	Education Building Projects Zoning Exemption Amendments	C. Wimmer	This bill narrows the scope of a prohibition against county and municipal land use requirements so that it applies only to structures used in the process of providing instruction to pupils.	L							
HB 425	Carson Smith Scholarship Program Amendments	M. Newbold		L							
HB 442	2010 Appropriations Act	D. Litvack		L							
HCR 2	Healthy Family Partnership Concurrent Resolution	C. Oda	This resolution encourages the Utah State Board of Education and the Utah State Board of Regents, as resources permit, to ensure that all middle school, junior high, senior high, and post-secondary education programs in the state provide timely and age appropriate materials on the dangers of family and dating violence, how to identify the problem, how to get help, and how to provide support for friends or siblings caught in an abusive situation; and encourages the Department of Human Services to ensure, as resources permit, that high risk families receive violence prevention services, which research has shown significantly reduces the incidence of child abuse and domestic violence while providing the Utah taxpayer with a significant cost benefit advantage.	SR		S W/C					
HJR 11	Joint Resolution Expressing Support for and Recognizing the Value of Locally Elected Officials	M. Brown	This resolution expresses support for locally elected officials in meeting the needs of their constituents; recognizes the unique ability of locally elected officials to bring their communities together to develop local solutions to local problems; and recognizes that the close connection of locally elected officials to their constituents creates an atmosphere of high accountability in administering fiscal and other important matters.	H		S					S
HJR 13	Joint Resolution - Teacher Performance Pay	M. Poulson	This resolution recommends that the goal of any future efforts to develop performance pay or differentiated pay plans for public school teachers should be to ensure that there is a quality teacher in every classroom; and recommends that the plan should promote student achievement and support quality instruction, be adequately funded by a sustainable revenue source, promote collaboration, be flexible and responsive to local needs, use fair and objective criteria, be open to all who are eligible, and be in alignment with existing programs and school improvement plans.	HC		S					H
SB 2	New Fiscal Year Supplemental Appropriations Act	L. Hillyard		L							
SB 3	Appropriations Adjustments	L. Hillyard		L							
SB 4	Current School Year Supplemental Minimum School Program Budget Adjustments	H. Stephenson	This bill reduces revenues appropriated for the Minimum School Program and school building programs; establishes a ceiling for the state contribution to the Minimum School Program for fiscal year 2008-09 of \$2,427,279,686; specifies how certain reductions to the Minimum School Program shall be allocated among school districts and charter schools; and provides for certain salary adjustments for school administrators. This bill appropriates: as an ongoing appropriation, (\$188,850,100) from the Uniform School Fund for fiscal year 2008-09; and \$115,946,000 from the Uniform School Fund for fiscal year 2008-09 only. This bill provides an immediate effective date.	GS							

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<a href="#">SB 10</a>	Department of Community and Culture - State-owned Art Inventory	<a href="#">M. Madsen</a>	This bill changes the name of the State-Owned Art Collections Inventory Study Act to the State-Owned Art Inventory Program Act; defines "entity" for purposes of the act; requires an entity in possession of state-owned art to: create a comprehensive and consistent inventory of that art; and certify the inventory with the Division of Arts and Museums; requires the Division of Arts and Museums to provide an annual report to the Workforce Services and Community and Economic Development Interim Committee on inventoried state-owned art; and provides for educational outreach and technical training by the Division of Arts and Museums to entities in possession of state-owned art to assist in the creation of a required art inventory and compliance with certification requirements.	<a href="#">HR</a>		O					
<a href="#">SB 18</a>	Utah Transparency Advisory Board Amendments	<a href="#">W. Niederhauser</a>	This bill defines terms; addresses the composition of the Utah Transparency Advisory Board; provides for financial information from certain local entities to be included on the local entities' websites and linked to the Utah Public Finance Website under rules established by the board; provides time periods for the provision of financial information by local entities; and makes technical changes.	<a href="#">S</a>		U					
<a href="#">1SSB 18</a>	Utah Transparency Advisory Board Amendments	<a href="#">W. Niederhauser</a>	This bill defines terms; changes the composition of the Utah Transparency Advisory Board; provides for financial information from certain local entities to be included on the local entities' websites and linked to the Utah Public Finance Website; provides for an exception from liability provisions for improper disclosure of records under Title 63G, Chapter 2, Government Records Access and Management Act; provides time periods for the provision of financial information by local entities; and makes technical changes.	<a href="#">HR</a>		O W/C					
<a href="#">SB 26</a>	Open and Public Meetings Act - Meeting Record	<a href="#">P. Knudson</a>	This bill clarifies that the minutes of a meeting must include information requested to be added by a member only if that information was part of the proceedings of the meeting; provides specific circumstances as to when the written minutes of an open meeting become a public record; requires a public body to establish and implement procedures for approval of written minutes; requires that a recording of an open meeting must be available to the public for listening within three business days after the meeting; repeals a requirement that a recording must be converted to written minutes within a reasonable time upon request; provides that a meeting recording is not required for site visits or traveling tour or for certain small local districts; and makes technical changes.	<a href="#">PSH</a>		SC					
<a href="#">SB 43</a>	Insurance Coverage for Autism Spectrum Disorders - Clay's Law	<a href="#">H. Stephenson</a>	This bill defines terms; requires that an accident or health insurance policy that provides a health benefit plan shall provide coverage for treatment of autism spectrum disorders; grants rulemaking authority to the Insurance Commissioner; describes minimum coverage amounts and limits for the insurance coverage required by this bill; and provides for annual adjustment of the coverage amounts described in the preceding paragraph, based on the Consumer Price Index.	<a href="#">PSC</a>		N					
<a href="#">SB 46</a>	School Property Tax Equalization Amendments	<a href="#">K. Morgan</a>	This bill repeals the requirement to impose and distribute certain school capital outlay property tax revenues in school districts located within a first class county or divided school district; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2009.	<a href="#">SC</a>		S W/C					H
<a href="#">SB 48</a>	Teacher Licensing by Competency Amendments	<a href="#">D. Buttars</a>	This bill provides that a person may obtain a competency-based license to teach if the person: files an application with the State Board of Education; pays the application fee; has not had a license issued by the State Board of Education revoked, suspended, or surrendered; successfully completes a criminal background check; has certain educational degrees or certification; and demonstrates competency in a subject area by passing a test or completing certain course work or has particular skills, talents, and abilities.	<a href="#">S</a>		O				W	
<a href="#">SB 61</a>	Home School and Private School Students' Participation in Extracurricular Activities	<a href="#">M. Madsen</a>	This bill provides that a minor who is enrolled in a private school or a home school shall be eligible to participate in extracurricular activities at a public school; provides that, with certain exceptions, a private school or a home school student may only participate in extracurricular activities at the public school within whose boundaries the student's custodial parent or legal guardian resides or a public school from which the student withdrew; and provides that, with certain exceptions, private school students and home school students shall be eligible for extracurricular activities at a public school consistent with eligibility standards for fully enrolled public school students.	<a href="#">SC</a>		O			O	O	

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SB 77	Grants for Licensed Teachers Amendments	M. Madsen	This bill extends for three years a program directing the State Board of Education to give grants to school districts and charter schools to minimize teachers' expenses to obtain certification by the National Board for Professional Teacher Standards or take tests to meet highly qualified teacher standards; directs the State Board of Education to also give grants to minimize teachers' expenses to obtain Distinguished Teacher certification by the American Board for Certification of Teacher Excellence; and repeals the grant program on July 1, 2012. This bill takes effect on July 1, 2009.	<u>S</u>		H					
SB 81	Concurrent Enrollment Program Amendments	M. Dayton	This bill modifies requirements governing concurrent enrollment programs and courses; modifies the distribution of concurrent enrollment appropriations; requires the State Board of Regents to annually report to the Higher Education Appropriations Subcommittee on concurrent enrollment participation and growth; authorizes the State Board of Regents to establish a concurrent honors program and charge student fees for participation in the program; and makes technical corrections.	<u>S</u>		O				S	
SB 88	Administrative Rulemaking Act Amendments	H. Stephenson	This bill requires that, when a statute is enacted that requires agency rulemaking and the affected agency already has rules in place that meet the statutory requirement, the agency shall submit the rules to the Administrative Rules Review Committee within 60 days after the statute takes effect.	<u>PSH</u>		N					
SB 92	Local Governmental Cooperation in Education Matters	P. Jones	This bill allows local governmental entities and school districts to contract and cooperate with one another in matters affecting the education of their residents; and allows a representative of county government to participate in local school board discussions.	<u>H</u>	S	U					
SB 100	Financial and Economic Literacy Education Amendments	P. Jones	This bill requires a public school to provide the following to the parents or guardians of a kindergarten student: a financial and economic literacy passport; and information about higher education savings options, including information about opening a Utah Educational Savings Plan account; and makes technical corrections. This bill takes effect on July 1, 2009.	<u>PHC</u>	S	S					
SB 104	Higher Education Scholarship Program Amendments	L. Hillyard	This bill beginning with the 2011 high school graduating class, changes the New Century scholarship to a set total amount of \$5,000; adjusts the time period that a student may use the New Century scholarship monies; modifies the institutions at which a student may use a Regents' Scholarship; modifies the time that a student has to complete the requirements for a Regents' Scholarship; modifies the requirements to qualify for a Regents' Scholarship; removes International Baccalaureate provisions related to qualifying for a Regents' Scholarship; modifies provisions related to the Board of Regents' ability to adjust certain scholarship amounts; beginning with the 2011 high school graduating class, changes the Exemplary Academic Achievement Scholarship to a set total amount of \$5,000; adjusts the time period that a student may use the Exemplary Academic Achievement Scholarship monies; removes certain provisions related to a Regents' Diploma Endorsement; and makes technical changes.	<u>PSH</u>		H					H
SB 105	Engineering and Computer Science Initiative Amendments	L. Hillyard	This bill modifies duties of the Technology Initiative Advisory Board; changes the engineering, computer science, and related technology student loan program to a scholarship program; and makes technical changes.	<u>PSH</u>		H					
SB 123	School District Division Process	L. Hillyard	This bill changes a process to create a new school district by requiring a vote of residents within the entire existing school district.	<u>FSC</u>		S					S
SB 146	Home Schooling Amendments	M. Madsen	This bill requires a local school board to issue a certificate excusing a minor from attendance within 30 days of receipt of a signed affidavit stating that the minor will attend a home school.	<u>S</u>		U					
SB 153	County and Municipal Land Use Amendments	M. Madsen	This bill prohibits counties and municipalities from requiring, as a condition of land use application approval, a person to obtain documentation regarding a school district's willingness, capacity, or ability to serve the development proposed in the land use application; prohibits counties and municipalities from charging fees that exceed applicable costs; and requires counties and municipalities, on request, to itemize and show the basis of fees they impose.	<u>S</u>		O					

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SB 159	Math Education Initiative	H. Stephenson	This bill requires the Legislature to annually appropriate money to the State Board of Education for the Math Education Initiative, subject to future budget constraints; directs the State Board of Education to use monies appropriated for the Math Education Initiative to award grants to: school districts and charter schools to help pay for costs to adopt Singapore math; and institutions of higher education or nonprofit education organizations for math teacher training programs; requires a school district or charter school that participates in the Math Education Initiative to: offer Singapore math in grades kindergarten through six and certain courses at the secondary school level; administer math achievement tests using computerized adaptive testing; and provide professional development to teachers in Singapore math; requires the State Board of Education to make rules: requiring teachers who teach Singapore math in school districts and charter schools that participate in the Math Education Initiative to demonstrate competency in math by passing a test; and establishing criteria for awarding grants for math teacher training programs; and directs the State Board of Education to: appoint an advisory committee to make recommendations regarding the implementation of the Math Education Initiative; and contract with an independent, qualified evaluator, selected through a request for proposals process, to evaluate the effect of instruction in Singapore math on student achievement. This bill appropriates: as an ongoing appropriation subject to future budget constraints, \$1,750,000 from the Uniform School Fund for fiscal year 2009-10 to the State Board of Education. This bill provides an effective date.	<u>S</u>		O				O	O W/C
SB 177	New School District Amendments	D. Buttars	This bill changes the conditions which must be met prior to a newly created school district assuming responsibility for student instruction.	<u>SC</u>		O					H
SB 185	Federal Education Agreement Requirements Amendments	M. Dayton		<u>L</u>							
SB 199	Equal Recognition of School Parent Groups	C. Bramble	This bill provides definitions; requires an education entity to allow all parent groups equal access to certain opportunities and resources; and prohibits an education entity from working in conjunction with a parent group that requires the payment of dues as a condition for participation in its group.	<u>SC</u>		O					
SB 206	Assignment of Officials for High School Athletic Activities	M. Madsen		<u>L</u>							
SB 246	School Amendments	D. Buttars		<u>L</u>							